IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELALTE SIDE

WRIT PETITION NO.897 OF 2005

Mr. Umesh Krishna Suvarna. ...Petitioner.
Vs.
Mr. Bhupendra Amrutlal Shah. ...
Respondent.

....

Mr. S. M. Shetty for the Petitioner.
Mr. J. J. Thakkar for the Respondent.

.....

CORAM : DR.D.Y.CHANDRACHUD, J.

July 20, 2005.

P.C.:

Perused the impugned order dated 2nd December 2004 and the application filed by the Petitioner (Interim Notice 4180 of 2004) for permitting the Petitioner to file a Written Statement. In the interests of justice, it would be appropriate to direct that the Petitioner shall be permitted to file the Written Statement within a period of two weeks from today, subject to the payment of costs to be paid to the Respondent, quantified at Rs.3000/-. Payment of costs to be condition precedent, failing which the aforesaid order shall stand vacated without further reference to the Court. Upon the payment of costs as directed, the Petitioner will be at liberty to

file the Written Statement, no later than within two weeks from today. It would be open to the parties to apply before the Trial Court for expediting the disposal of the suit.

The petition is accordingly disposed of.

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